

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

Charlottesville Division

ELIZABETH SINES, <i>et al.</i> ,	:	
	:	
Plaintiffs,	:	
	:	
vs.	:	Case No. 3:17-cv-00072-NKM
	:	
JASON KESSLER, <i>et al.</i> ,	:	
	:	
Defendants.	:	

DEFENDANT SPENCER'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS

Pursuant to Fed. R. Civ. P. 37, Defendant Richard Spencer, by counsel, moves this Court for entry of an order:

a. compelling each Plaintiff forthwith to serve an individual written response to Defendant's First Request for Production of Documents to All Plaintiffs (hereinafter the "Request") in which response he or she states whether or not he or she has responsive documents and whether any are being withheld on the basis of any objections (whether general or specific);

b. compelling each Plaintiff forthwith to produce all documents and things in his or her possession, custody or control that are responsive to the Request, subject to Plaintiff's objections;¹ and

¹ Mr. Spencer reserves the right to file an additional motion to compel (in which he challenges Plaintiffs' objections) once he has received a proper document response and production and can ascertain whether documents actually are being withheld on the basis of the objections.

c. granting him such other or further relief as this Court might deem just and proper.

A Memorandum of Points and Authorities in Support of Defendant Spencer's Motion to Compel Production of Documents is attached hereto.

Respectfully submitted,

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CERTIFICATION PURSUANT TO RULE 37(a)(1)

I hereby certify that I have made a good faith attempt to confer with Plaintiffs in an attempt to obtain the document response and document production that are the subject of this Motion. The facts evidencing this attempt are set forth in the recitation of facts contained in the Memorandum of Points and Authorities accompanying this Motion.

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CERTIFICATE OF SERVICE

I hereby certify that, on October 26, 2018, I filed the foregoing Memorandum with the Clerk of Court through the CM/ECF system, which will send a notice of electronic filing to all counsel of record, including the following:

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